



File No. Ports II/51
(N)

Legal Deptt

B BRANCH

Subject:— Notifications under #
Indian Ports Act, 1948

P.O.
B

Ports - II/51(N)

File No

Gen. 194 e.

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The view taken by the Public Works Department at 'A' on p. 37 that the words "Northern Group" appearing in the draft at page 129 need to be deleted in view of the fact that by Revenue Department Notification No. 6440/39, dated the 24th February 1942 the ports of the Northern group and Southern Group have been constituted as one single port is not correct. That notification having been issued under section 37 of the Indian Ports Act, 1908 is restricted in its operation for the purposes of the matter contained in that section and does not affect that grouping already approved by the Legislature for the purposes of kinds of vessels chargeable with port dues specified in column 2 of Part III of the First Schedule. There is no conflict between the Revenue Department Notification referred to by the Public Works Department and the draft notification at page 129. The other amendment suggested by the Public Works Department substituting the words "First Schedule" for the words "said Schedule" is in order.

Sd. J.R.Dhurandhar.
8/2

Additional Secretary to Government.

U.R. to P.W.D. No. 2444, dated the 8th February 1951.

VGP. 5-7-56.

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Under section 33(1) of the Indian Ports Act, 1908, in each of the ports mentioned in the First Schedule such port dues not exceeding the amount specified for the ports in the third column of the Schedule, as the State Government directs, shall be levied; Sub-section (2) of section 33 empowers the State Government to alter or add to any entry in the First Schedule relating to ports within its own State. The proposal is to increase the rate of existing port-dues above the rates specified in respect of ports (in Part III) in the State of Bombay. It is, therefore, necessary to alter the existing entries in columns 2 and 3 of Part III in the First Schedule to the Act and to cancel the R.D. Notification No. 4505/33, dated the 25-3-1936 by which the maximum rate of 3 annas and 4½ annas has been fixed.

2- A revised draft notification is accordingly sent herewith. The notification cannot be made operative until the expiration of 60 days from the day on which it will be published in the Gazette (cf. section 33 (5) of the Act).

Sd. J.R.Dhurandhar.
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Additional Secretary to Government.

U.R. to P.W.D.No. 2445, dated the 8th February 1951.

VGP. 5-7-56.